

Box No. VIII (ii) DECLARATION: ENTITLEMENT TO APPLY FOR AND BE GRANTED A PATENT

The declaration must conform to the standardized wording provided for in Section 212; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (ii). If this Box is not used, this sheet should not be included in the request.

Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent (Rules 4.17(ii) and 51bis.1(a)(ii)), in a case where the declaration under Rule 4.17(iv) is not appropriate:

Locata corporation is a fully owned subsidiary of Qx Corporation which filed the original provisional application on 20 September 2002, and which is the priority document for this PCT application.

I, David Anthony SMALL hereby declare that I am a Director of both: Locata Corporation,
9 Island View
IRVINE CA
USA

and : Qx Corporation
40, Clunies Ross St
ACTON ACT
AUSTRALIA 2601

DAVID SMALL
12/09/2003

WITNESS: 12/09/2003.

This declaration is continued on the following sheet, "Continuation of Box No. VIII (ii)".